

Message

From: Marsh, Karen [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=03408BEA5D5B4030BE80FA390ED47026-MARSH, KARE]
Sent: 11/21/2018 4:05:12 PM
To: Jamie Nease [jnease@hlpengineering.com]
Subject: RE: OOOO/OOOOa Storage Tank Applicability

Hi Jamie,

There is not language in the rule for a re-determination of "legally and practically enforceable limits," as there is for vapor recovery units at 60.5365a(e)(3)(iv). We would expect that "operations inconsistent with the [permit] conditions" would be handled through the appropriate enforcement response. That might include a re-determination, if the permitting authority believes that the conditions have changed such that it doesn't reflect actual operation. We encourage you to work with your permitting authority to determine the best path forward for your specific scenario.

I hope this helps.

Karen

Karen R. Marsh, PE
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From: Jamie Nease <jnease@hlpengineering.com>
Sent: Monday, October 29, 2018 11:00 AM
To: Marsh, Karen <Marsh.Karen@epa.gov>
Subject: OOOO/OOOOa Storage Tank Applicability

Karen-

Can you please direct me to the right person if you are not it?

If a storage tank is determined to be not applicable to OOOO/OOOOa since PTE is less than 6 TPY VOC considering enforceable limits in a permit, would applicability have to be reconsidered after upset conditions?

This is my specific scenario. I have a couple storage tanks at a facility that are controlled by a lit flare. The post-control emissions are made enforceable by a permit and as such the tanks are not subject to the rule since emissions are less than 6 TPY. If there is an upset with the flare, i.e. the flare goes out and tank emission are vented for a short period, should applicability be reassessed to include uncontrolled emissions during that downtime? Or is applicability to the rule made only once, during the 30-day period after start of production?

Thanks for any insight you can provide.

Jamie N. Nease
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